

PROPOSED ORDINANCE FOR THE AUGUST 3, 2010 SPECIAL TOWN BOARD MEETING

TOWN OF POLK  
WASHINGTON COUNTY, WISCONSIN  
Ordinance NO. 10-10

**Amendment to Zoning Ordinance Regarding Accessory Uses & Structures**

IT IS HEREBY ORDAINED, by the Town Board of the Town Polk, Washington County, Wisconsin, as follows:

**Section 1. Purpose and Intent.** The purpose of this Ordinance is to amend Section 6.02(5) of the Town of Polk's Zoning Ordinance so as to remove any size restrictions on accessory buildings located on parcels 10 acres or greater. The size of accessory buildings will be determined by the Town Board on a case by case basis. All other requirements of Section 6.02(5) are to remain the same.

**Section 2. Amendment of Section 6.02(5) of the Zoning Ordinance.** The last paragraph of Section 6.02(5) is deleted and replaced with the following new provisions:

Accessory buildings on lots or parcels located in the R-1 Residential and A-1 Agricultural Districts shall be limited to the maximum size of accessory buildings set forth below based on the total net area of the lot or parcel upon which said structures are to be located:

Less than 1.0 acre	720 sq. ft.
1.01 to 2.0 acres	1,008 sq. ft.
2.01 to 3.0 acres	1,200 sq. ft.
3.01 to 4.0 acres	1,500 sq. ft.
4.01 to 5.0 acres	2,000 sq. ft.
5.01 to 6.0 acres	2,400 sq. ft.

**6.01 to 10.0 acres Total area (sq. ft.) for all accessory buildings not to exceed 1% of total lot area.**

**10.0 acres and greater no size limitation; provided, however, that the Town Board reserves the right to impose size restrictions in order to protect the intent of this Zoning Ordinance as set forth in Section 1.03.**

**Section 3. Interpretation and Severability.** This Ordinance shall be liberally construed to accomplish its intended purposes. If a Court of competent jurisdiction determines that any section or provision is invalid or illegal, the Court is authorized to substitute reasonable language in order to preserve the intended purposes of this Ordinance. Nothing contained in this Ordinance is intended to limit the continuation of non-conforming uses in existence prior to the effective date of this Ordinance.

**Section 4. Effective Date.** This Ordinance shall take effect upon adoption by the Town of Board, posted, and published as a Class 1 notice.

Dated this \_\_\_\_\_.

Albert Schulteis, Chairman  
Harold W. Groth, Supervisor  
Theodore C. Merten, Supervisor

ATTEST:  
Marlyss K. Thiel, Town Clerk